



20 JUN 2002

UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

LACHENBACH, SIEGEL, MARZULLO,  
ARONSON & GREENSPAN, P.C.  
One Chase Road  
Scarsdale, NY 10583

In re Application of	:	
ZOLOTOREV, Oleg, Anatolievich, et al.	:	
U.S. Application No.: 09/445,386	:	
PCT No.: PCT/RU99/00264	:	DECISION ON PETITION
International Filing Date: 29 July 1999	:	UNDER 37 CFR 1.182
Priority Date: 25 November 1998	:	
Attorney's Docket No.: P-9902 MG	:	
For: METHOD FOR EFFECTING PAYMENTS AND	:	
APPARATUS THEREFOR	:	

This decision is issued in response to the "Petition Pursuant To 37 CFR 1.182" filed on 16 October 2001. Applicant has paid the required petition fee.

### **BACKGROUND**

The procedural background for this application is set forth in detail in the communication mailed by this Office on 04 April 2001. That communication informed applicant that the Transmittal Letter for entry into the national stage (Form PTO-1390) filed by applicant on 06 December 1999 had incorrectly identified the PCT application to which it applied. Specifically, the Form PTO-1390 submitted referred to PCT/RU98/00264, while the actual application which applicant sought to take into the national stage was PCT/RU99/00264. The communication informed applicant that a petition under 37 CFR 1.182 to correct the Form PTO-1390 was required, along with a corrected Form PTO-1390.

On 16 October 2001, applicants had filed the "Petition To Correct Form PTO-1390" considered herein. Accompanying the petition is a copy of a corrected Form PTO-1390 and a declaration in which the priority reference to the incorrect PCT application has been corrected.

### **DISCUSSION**

In the present petition, applicant confirms that the listing of PCT/RU98/00264 in the original Transmittal Letter was the result of a typographical error, and that it was applicant's intent for the Transmittal Letter to refer to PCT/RU99/00264. Applicant has submitted the required \$130 petition fee and a corrected copy of the Transmittal Letter. Accordingly, applicant's petition to correct the Transmittal Letter (Form PTO-1390) is granted. This national stage file (09/445,386) is the national stage of PCT/RU99/00264.

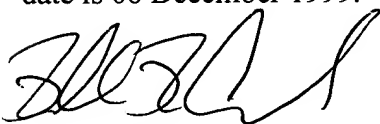
As noted above, the petition was also accompanied by a copy of the previously executed declaration in which the reference to PCT/RU98/00264 has been corrected to PCT/RU99/00264. However, because the changes were made after the declaration was executed, the corrected declaration cannot be accepted. The previous declaration, filed 06 December 1999, remains of record here. A newly executed declaration is required to change the priority references contained therein.

**CONCLUSION**

The Petition To Correct Form PTO-1390 is **GRANTED**.

This application is the national stage of PCT/RU99/00264.

This application is being forwarded to the National Stage Processing Branch of the International Division for further processing in accord with this decision. The 35 U.S.C. 371 date is 06 December 1999.



Richard Cole  
PCT Legal Examiner  
PCT Legal Office

RMR/RC:rmr



Richard M. Ross  
PCT Petitions Attorney  
PCT Legal Office  
Telephone: (703) 308-6155  
Facsimile: (703) 308-6459